

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

JOANNE HART and SANDRA BUENO, on behalf of themselves and all others similarly situated,

Plaintiffs,

v.

BHH, LLC d/b/a Bell + Howell and VAN HAUSER LLC

Defendants.

Civil Action No. 1:15-CV-04804-WHP

**PLAINTIFFS' NOTICE OF MOTION  
TO PRECLUDE THE EXPERT  
TESTIMONIES OF PAUL BORTH AND  
PHILIP WHITFORD**

**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

**PLEASE TAKE NOTICE** that, upon the Declaration of Yitzchak Kopel, the exhibits attached thereto, and the accompanying Memorandum of Law, plaintiffs Joanne Hart and Sandra Bueno hereby move before the Honorable William H. Pauley III for an Order, pursuant to the Federal Rules of Evidence to preclude the expert testimonies of Dr. Paul Borth and Dr. Philip Whitford.

**PLEASE TAKE FURTHER NOTICE** that pursuant to the Court's February 9, 2018 Scheduling Order, Defendant's opposition to this motion, if any, must be served on or before April 2, 2018, and Plaintiffs' reply in further support of this motion must be served on or before April 9, 2018.

Dated: March 9, 2018

Respectfully submitted,

**BURSOR & FISHER, P.A.**

By: /s/ Yitzchak Kopel  
Yitzchak Kopel

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